

CITY COUNCIL MINUTES

October 26, 2015

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, October 26, 2015 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President H. Dan Adams presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audio recordings of this meeting are on file in the City Clerk's Office.

President Adams: The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL:

Present: McGinn, Mosby, Brinkerhoff-Riley, Robinson, Friend, Lindsey, O'Daniel, Weaver, Adams

President Adams: There being nine (9) members present, zero (0) absent, and nine members representing a quorum, I hereby declare this session of the Common Council officially opened.

PLEDGE OF ALLEGIANCE

We'll have Officer Kirby lead us in the Pledge of Allegiance.

President Adams: Thank you Officer Kirby. Fellow Councilmen and those in the audience, welcome to the October 26, 2015 meeting of the Common Council. This is the 20th meeting of this year.

RECOGNITION OF SCHOOLS

Do we have anybody from schools that are still here? I think most of 'em took off because they probably...it's probably an hour past their bedtime. Okay, great.

COUNCIL ATTORNEY

Council's Attorney tonight is Scott Danks.

SERGEANT AT ARMS

Sergeant at Arms is Officer Kirby.

APPROVAL OF MINUTES

Is there a motion to approve the minutes of the October 12, 2015 meeting for the Common Council as written?

Councilman O'Daniel: So moved.

Councilman Lindsey: Second.

President Adams: We have a motion and a second. All those in favor? Opposed? So be it.

REPORTS AND COMMUNICATIONS

IN YOUR OCTOBER 22nd PACKET:

- * City Council Meeting Agenda and Committee Meeting Schedule for October 26, 2015
- * Resolutions C-2015-18, C-2015-19, C-2015-20, C-2015-21
- * Ordinances F-2015-20, F-2015-21, R-2015-27
- * Weights and Measures Monthly Report from September - October 2015
- * HOPE of Evansville, Inc. Funding Proposal

EMAILED MATERIAL:

- * October 12, 2015 Meeting Minutes

ON YOUR DESK THIS EVENING:

- * Extended Agenda
- * Evansville Salary Ordinance Balances 2012 - 2015
- * Fund Balances 2013 - 2015

President Adams: Is there a motion to receive, file and make these reports and communications a part of the minutes of the meeting?

Councilman O'Daniel: So moved.

Councilwoman Brinkerhoff-Riley: Madam Clerk, what about this? Is this...?

City Clerk Windhorst: That would not be part of the record as that was individual mailing to Councilmembers.

Council Attorney Danks: That does not involve the Committee Reports.

Councilwoman Brinkerhoff-Riley: It's file stamped.

City Clerk Windhorst: I just did that for a date for you so you would know when we received it.

Councilwoman Brinkerhoff-Riley: Okay, thank you.

Councilwoman Robinson: But with it being sent to each Councilperson?

City Clerk Windhorst: It came in a packet addressed to me but they were closed and it said...marked Confidential so with it being sealed I would have never opened it.

Councilwoman Robinson: Can we ask that it be put in the min...in the records because I find this quite disturbing.

President Adams: Can we wait til Miscellaneous?

Councilwoman Robinson: Well I want it to be put in the records.

President Adams: Well it would be if were Miscellaneous.

Councilwoman Robinson: She'd reading now so I thought maybe we should bring it to the attention now because I'd like it to show the records because I find it very disturbing that I have the fire chief dressed as a African-American.

President Adams: Well I think it'd be fun if we could just discuss it and it will be in the minutes if you want to discuss it in Miscellaneous. I don't have any problem with it... discussing it. I just think it's a little more clean to do it that way.

Councilwoman Robinson: I don't care about clean when he's portraying to be a African-American with a bottle of Hennessey.

President Adams: That's not the point at this juncture. I think...

Councilwoman Robinson: The public should know what our fire chief is doing.

President Adams: And I don't think I'm trying to prevent you from doing that. I just this it should be best handled under Miscellaneous.

Councilwoman Brinkerhoff-Riley: Well I mean I'd like it to be in the Reports and Communications. I'm not even asking to discuss it tonight; I just want it to be logged as received materials and I think that's all she's asking.

Councilwoman Robinson: Yeah.

Councilman O'Daniel: It was file marked so...

Councilwoman Brinkerhoff-Riley: Yeah, but she's saying it's not in the...she's not considering that Reports and Communications.

City Clerk Windhorst: I wasn't considering it a Report; I just dated it because...

Speaking Simultaneously

President Adams: Ah, I see what you're saying.

Speaking Simultaneously

Councilwoman Brinkerhoff-Riley: That's all we're trying to...

Speaking Simultaneously

President Adams: I apologize.

Speaking Simultaneously

Councilwoman Robinson: *(Off Mic)* All we're saying it should be listed in Reports and Communications.

Speaking Simultaneously

President Adams: I apologize. It was in...

Speaking Simultaneously

Councilwoman Brinkerhoff-Riley: I don't even think it's...

Speaking Simultaneously

President Adams: Okay.

City Clerk Windhorst: Since I...

Speaking Simultaneously

President Adams: That's a totally other issue whether we should take anonymous things in the packet but we did. We all got something in the packet and therefore this...

Speaking Simultaneously

Councilwoman Robinson: *(Off Mic)* It should be listed under...

Speaking Simultaneously

President Adams: You're absolutely correct; it should be in the packet.

Councilwoman Brinkerhoff-Riley: Yeah, that's why we're asking you to list it. I mean I *(Inaudible)*.

Speaking Simultaneously

President Adams: I mean it came in the packet.

Speaking Simultaneously

Councilwoman Brinkerhoff-Riley: Councilwoman Robinson wants to discuss it...

Speaking Simultaneously

President Adams: It came in the packet...

Speaking Simultaneously

Councilwoman Brinkerhoff-Riley:...at a later date.

Speaking Simultaneously

President Adams:...and then and it's in the packet so...

Speaking Simultaneously

Councilwoman Brinkerhoff-Riley: Can you just desc...put it in?

City Clerk Windhorst: Yeah.

President Adams: Including the packet, is there a motion to fill and receive, make these reports and communications a part of the minutes of the meeting?

Added to Reports and Communications

* An envelope addressed to each Councilmember and marked Confidential from an anonymous source

Councilwoman Brinkerhoff-Riley: So moved.

Councilman O'Daniel: Second.

President Adams: We have and a motion and a second. All those in favor? Opposed? Okay, so be it.

CONSENT AGENDA

FIRST READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2015-20 **FINANCE** **O'DANIEL**

An Ordinance of the Common Council of the City of Evansville, Indiana, Appropriating Monies for the Purpose of Defraying the Expenditures of Departments of the City Government for the Fiscal Year Beginning January 1, 2016

ORDINANCE F-2015-21	FINANCE	O'DANIEL
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An Ordinance of the Common Council of the City of Evansville Authorizing Additional Appropriations of Funds within Various Departments

RESOLUTION C-2015-18	FINANCE	O'DANIEL
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A Resolution of the Common Council of the City of Evansville Ratifying the 2016 Consolidated Housing and Community Development Annual Action Plan

RESOLUTION C-2015-19	FINANCE	O'DANIEL
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A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Rehabilitation of Real Property and Installation of New Equipment 2138 N. Sixth Street, Evansville, Indiana 47710 (IRD Group, Inc.)

RESOLUTION C-2015-20	FINANCE	O'DANIEL
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A Resolution of the Common Council of the City of Evansville In Support of Economic Development Incentives Offered to IRD Group, Inc. by the City of Evansville for the Rehabilitation of Real Property and Installation of New Equipment in the Facility at 2138 N. Sixth Street, Evansville, Indiana 47710

RESOLUTION C-2015-21 PUBLIC WORKS LINDSEY

A Resolution to Renaming Dorothy Beard Lane to Lake View Blvd.

President Adams: I will make the observation; I went to MapQuest looking for Dorothy Beard Lane and I couldn't find it.

Is there a motion to adopt the Consent Agenda as written?

Councilman O'Daniel: So moved.

Councilwoman Brinkerhoff-Riley: Second.

President Adams: We have a motion and a second. All those in favor? Opposed? So bit.

SUSPENSION OF THE RULES

Is there a motion to suspend the rules to hear Ordinances F-2015-20 and F-2015-21 on all three readings this evening?

Councilman O'Daniel: *(Off Mic)* And it's F-2015-20 as Amended.

President Adams: As Amended; okay, great.

Councilman O'Daniel: So moved.

Councilwoman Brinkerhoff-Riley: Second.

President Adams: Okay, we have a motion and a second.

Councilman O'Daniel: *(Off Mic)* I think there should be a roll call on this.

President Adams: We have to have a roll call.

ROLL CALL:

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Robinson, Friend, Lindsey, O'Daniel, Weaver, Adams

President Adams: There being nine (9) Ayes and zero (0) Nays, Ordinance F-2015-20 Amended and 2015-21 will be heard all three readings this evening.

CONSENT AGENDA

SECOND READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2015-20 AMENDED FINANCE O'DANIEL

An Ordinance of the Common Council of the City of Evansville, Indiana, Appropriating Monies for the Purpose of Defraying the Expenditures of Departments of the City Government for the Fiscal Year Beginning January 1, 2016

Council Attorney Danks: And Ms. Clerk, if you could hold up there please.

City Clerk Windhorst: Yes.

Council Attorney Danks: And then Dr. Adams, I'm asking that you ask for a motion at this time to accept that Committee Report. I'm asking the Council to vote against

acceptance of the Committee Report and think that that will keep that ordinance alive for a Third Reading.

President Adams: You're talking about the amended 2015-20?

Speaking Simultaneously

Councilman O'Daniel: *(Off Mic)* So I think if you...

Council Attorney Danks: Right.

Councilman O'Daniel: *(Off Mic)*...accept the Committee Report and move it to a Third Reading.

Council Attorney Danks: No. I'm asking the Council not to accept it.

Councilman O'Daniel: *(Off Mic)* Okay.

Council Attorney Danks: And that way...

President Adams: Is there a motion not to accept Ordinance F-2015-20 as Amended?

Councilwoman Mosby: So moved.

Councilman O'Daniel: *(Off Mic)* And let's talk about this and what the practical effect of this is.

Council Attorney Danks: Alright.

Councilman O'Daniel: *(Off Mic)* so, if we do not accept the Committee Report, the motion...the ordinance, with its amendments, will still go forward to a Third Reading.

Council Attorney Danks: And then I'm going to ask for a second motion to that affect.

Councilman O'Daniel: Okay, okay. I think that was the legal question that we had to take some time to look at in light of the action of the committee.

Assistant City Attorney DeLucio: That's correct.

Councilman O'Daniel: And you're okay with that as *(Inaudible)*?

Assistant City Attorney DeLucio: That's correct. I think what we're trying to do here is not accept the Committee Report so it can move forward on a Second and Third Reading.

President Adams: Third Reading.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2015-20 AMENDED FINANCE O'DANIEL

An Ordinance of the Common Council of the City of Evansville, Indiana, Appropriating Monies for the Purpose of Defraying the Expenditures of Departments of the City Government for the Fiscal Year Beginning January 1, 2016

President Adams: Is there any further discussion by City Council at this juncture?

Councilman O'Daniel: I don't know if Corporate Council wants to say a few words about where we're at and the ramifications of the situation. I know that we've have many discussions on this and I think, you know, about three years ago, three and a half years ago, it was government sometimes and I think the Mayor even used this analogy as like sometimes it's like, you know, making sausage; it's not always pretty but, you know, sometimes the results are pretty gratifying so...

Unidentified Speaker: *(Off Mic) (Inaudible)*...address the legal aspect.

Councilman O'Daniel: But nevertheless, it's my understanding if we vote this down we have no budget and there is a million and a half dollars that were left on the table this year and in the future, correct?

Assistant City Attorney DeLucio: I think what we're trying to do this evening, and the Mayor's here to address that, is to have a budget because if we do not have a budget, you're right, Mr. O'Daniel, there's 1.7 million that will be lost to City government and so it's very important that we do have a budget and I think the Mayor's here to speak about that.

Mayor Winnecke: Thank you Mr. President, members of the Council. Thanks for your discussion earlier tonight. It was a community visioning session. As I understand the budgets, or the amendments that have been outlined, certainly I am not personally in favor of those but there's a bigger picture that's involved here and that is the importance of passing a budget and while some of these cuts are more than painful, in fact, I think it's impossible at this point to understand the full ramifications of these cuts at this time, but we need a budget and I appreciate those of you who supported our previous position but I would urge you in this vote to pass the budget that's been amended and presented to you. Thank you.

Councilman O'Daniel: Thank you. Any other comments of members of Council?

President Adams: Any other comments?

Councilman O'Daniel: I'm sorry.

Councilman Weaver: So what are we voting on? The cuts that you just made or the cuts that were presented to us before we arrived here today?

Councilman O'Daniel: The cuts that I presented were voted for, 5 to 4 in favor of so that is part of the amended ordinance. The ones that John presented were voted against; they are not part of it and so the budget that's been presented is the Mayor's amendments, including my amendments and that is what you'll be left to decide. You know this is a...ultimately it's a democratic process. You know, we don't always get everything we want but we live with the decisions that are made by the majority and in this particular case the budget...the amendments were passed 5 to 4. That is the amendment; that is the budget that will be presented to this Council and obviously individuals can disagree with the particulars of things. I can tell you that it's all done in good faith and with an eye towards moving the City forward. Reasonable minds can differ on that. I understand you probably will but nevertheless, I would urge Council to pass this budget as sometimes it's more important to have...well, in this situation it's certainly more important to have a budget than not.

President Adams: Any other comments? Okay.

Is there a motion to adopt Ordinance F-2015-20 Amended.

Councilman O'Daniel: So moved.

Councilman Lindsey: Second.

President Adams: Second, okay. Let's have a roll call vote.

Comments made by Councilmembers prior to casting their respective votes:

Councilman McGinn: I am never opposed to cutting expenses; I'm opposed to reducing services. I'm opposed to reducing employees. I opposed to stretching budgets so thin that they become transparent. I think any major cuts in a budget should also be discussed at the same with the reasonable increases in taxes so we can continue to provide great services to the people of the City of Evansville. I have not gotten any traction on that. Maybe after an election year possibly I will on that but I understand the importance of a budget.

I...I hate doing this but I promise you if I'm reelected I'm going to talk about tax increases next year but I'll vote aye for the budget so we will have one.

Councilwoman Mosby: This just, as you all know, I love our city and I really take all of this to heart and it just really saddens me. I tried to talk to *(Inaudible)* in the interim because, you know, I, along with several other Councilmembers just found out with...about some of these cuts coming into this so I didn't get a chance to talk to all the departments and all the people and all the organizations that these cuts are going to impact and I'm very sorry to all of you but I will work with you next year to see what we can do to make things work, to make sure we have what we need to keep certain things going.

You know, I hate this and it goes against most the things I believe in but I also know that our main thing as a Councilmember is to pass a budget and if that's not passed tonight it's much more detrimental to each and every one of you to have the 1.5 to 1.7 million deficit that we will start into at 2016 and I can't do that to our City of Evansville. I can't do that to any of you sitting here. I can't do that to our public safety. So, again, I hate doing this. I feel like I'm backed up against a wall but in order to represent you, and I feel this is the best thing to do for the City of Evansville based on what I'm given tonight, I will vote in favor of this budget.

Councilwoman Brinkerhoff-Riley: Yeah, I really...congratulations on everybody. I mean I think people have worked well together and figured out a way to make this work. This is a truly flat budget. It will resemble spending levels of last year. It includes a 1% raise for our employees. Our Riverboat fund will save...have a million dollars that will be set aside for emergencies or blight plans or other ways that we creatively come up to use those funds next year and our local income taxes will spend slightly less than they take in next year I think.

It is painful. There's nobody that likes to see adjustments but they have to be made to catch to...to take into...to deal with the cost of good services and that flat in...the increases in the cost of doing business that we have no control over and so I'm grateful to everybody's work. I vote aye.

Councilman Friend: I know there's a very...I remember Jim Price once made this comment many years ago. Everybody remembers Jim, I'm sure. He said, "What you do, you fight like hell during the budget process. You work for the best for your constituents and for the taxpayers and at the end, when it's all said and done, you...you have to...you have to bring forth funding government". You know we see this in the national setting what it does do when the government is not properly funded.

But I will tell you that I know that this budget, as I sitting here, is not balanced by any means, stretch of imagination. And I know in my heart of hearts that it's going to be reflective into next year. Now there have been some...it won't be quite as bad as it was last year and I think we did a little bit better job than we did last year on it but last year I regretted that particular vote that I made last year on that and...and I heard many comments made, "Well, you know you voted for this budget". But we didn't write the checks. Not one of us on this Council writes checks. People in room 302 write the checks and when they run out of money they need to stop writing checks. But we, at this point in time, haven't seen much of that; at least I haven't with these records I've got right here.

But I know, number one, I could be stubborn and I could say, "No, I don't agree with this; I'm not going to vote for this". At the end of the day, it's...you got go by what Jim Price once said, you know, you just got to do the big gulp. You say, "Well, we got to move forward". With this, I'll vote yeah.

Councilman Lindsey: Well, I'd like to thank Conor and John and Doc and everyone that's worked so hard on this, and the Administration. And I agree with John but I've got something I'd like to say. I'd like to talk about something called sensible budgeting. And what that...what I mean by that is, you know, I'm on the Fire Department so I'm kinda in line with what goes on with that department for sure and I see our physicals go from \$50,000 a year before this administration took over to \$161,000 a year. That's after Doc and I brought the physicals back down to Deaconess Hospital. They were outsourcing 'em to Indianapolis; bringing a company down from Indy to do our physicals. I mean that was a nightmare. That was a logistic nightmare. So anyway, that's one thing I want to talk about. There's about a \$111,000 a year increase. I don't feel 3 X healthier. You know, I don't get that.

And then let's talk about this system that they're putting in called the Quarter Master. Now I worked hard to make sure that didn't get implemented because I knew the direction this was going to go. I knew this was a million dollar deal here. I knew how much it was going to cost to implement this system. Now they want a quarter of million dollars, okay, for 120 sets a gear. Now let me put that in perspective for you. We have 243 firefighters in suppression, okay, now that's one set for half of 'em. In 2007 we got...most of guys on the Fire Department got an extra set. Now that gear, in another two years, is going to be outdated; ten years. Now where's this going to go? I can tell you where it's going to go. This is a million dollar plan right here. Now this is a plan that wasn't needed. We had it in place for our clothing allowance. All the Chief had to do is say, "I want everybody, in one year, to have two sets of gear, serviceable gear". But that...they didn't do that. This was their program. So now you're talking about a quarter of a million that didn't need to be spent. Now you've got another \$111,000. There's

\$361,000 in extra costs for the Evansville Fire Department. That's a pumper. That's an engine.

Now we got trucks on there, they're looking at a truck today that was in 19...I think...I want to say '91. Now they got a truck that's a '92 and a '91 and they're trying to figure out which one to junk when they get the new pump, okay? So I mean that's pretty...that's pretty tough there. That's a 24, 25 year-old truck.

Okay, so my point is, you know, sensible budgeting. You know we try to make cuts that make sense. We shouldn't come down to that but you've got a...when you do a budget you've got to realize what's your priorities. This Quarter Master wasn't a priority. You know if they'd followed my lead, which was best for the firefighters because I'm one of 'em, I know what we need and what should have been done.

Physicals, I don't get that. Let's go with this one real quick. You hire a guy; he's 25 years old. He comes on in June. He goes through his training, he gets his physical to come on, which they have to pay for, and then six months later the entire fire department gets another physical. Now what happened in six months to a 25 year old man who hasn't fought a fire? You know that...where's the common sense and the nut, you know, there's the cuts that could be made that make sense and could save this city hundreds of thousands of dollars but nobody looks at that. It's just always just write down a number, give us more money, we know what we're doing, and move on.

Now we've carried the load here for four years. We've been beaten on, you know, we've been abused and, you know, I'm upset about it because the simple fact I don't write checks. Okay, I don't run my house like this. I don't run...I had a business for 25 years. I didn't quit because I ran out money, I quit because I got too old to do it, you know. You know so I mean you can't run anything like this City's been run for the last four years. And it's going to happen and we know it's going happen so just remember what this man has told you for four years. You can beat up Conor, you can beat up John, beat anybody up on this council but they're here because they care about this city. You know, John's a successful business man. Conor's a successful attorney. What's it in it for 'em? You know I...this'll be the first time in January in 30 years that I'll only have one job since I've been a firefighter. I spent 25 years with my own construction company, in the International Guard, and on the Fire Department. So, you know, I know about work. I know what it takes to succeed and you don't succeed by spending more money than you bring in and I vote yes.

President Adams: Vote what?

Councilman O'Daniel: He votes aye.

Change is slow and hard; difficult and, you know, for years we've had ample funds to do just about anything we wanted in this city. The County not so much, you know, they made their...they tightened their belt a decade ago and honestly, it's time for the City to do the same. I think...I think through...clearly Administration recognized there would...going to be a need for further tightening because they came forward with a budget that was not as large as the previous one they submitted to...to Council. They worked to make appropriate cuts where they thought was necessary and what they thought they could afford. However, I and other members of Council felt that deeper cuts were necessary to insure the fiscal integrity of this city and we have a robust discussion of this. Some people like it; some people don't. Some people have strong emotions about it and other people are trying to just do the work that they were elected to do.

You know, I can...I'm a big boy, I can take my shots when necessary and some people have, you know, thrown jabs and haymakers at me and you know, you learn in this position you just have to take it.

But I'm happy with the result that we've achieved not only this year but also last year and this is Step II towards bringing our budgets into something that I would call a balanced budget, a true balanced budget. We're still...we still exceed expenditures over revenue, I think. You know even with this roughly 85 million dollar budget, you know, it's still going to take some...some work on the part of the Administration to make sure that they stay within the revenue stream because I think Russ has indicated that he doesn't expect any more than 80 and 81 million dollars to come in next year so, you know, we just can't continue to use LIT as a credit card or the Riverboat as a Credit Card or spend in ways that we were...we had become accustomed to.

So with that, you know I...obviously it was kinda ugly getting to this point tonight but with that, I vote aye.

Councilman Weaver: I cannot support cuts in pay to our public safety, to our police officers, to our Fire Department and to the METS department. We have a segment of the population that's screaming for Sunday bus service and if we're going to institute that we can't start off by not paying the drivers so I vote no.

President Adams: *(Prolonged raspberry sound)*

Council Attorney Danks: *(Off Mic)* What was that? A yeah or a nay?

President Adams: Being Irish is certainly is a tendency for me to vote no with you but I can't see losing 1.7 and although the votes already are here to make that happen, I have to go along with this as painful as it really is and if I'm lucky enough to be reelected

perhaps we can repair this at some later date. I don't think there's a...I mean I don't think there's a mandate for this at this juncture but I do want to not lose 1.7 so I vote aye.

ROLL CALL:

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Robinson, Friend, Lindsey, O'Daniel, Adams

Nays: Weaver

President Adams: There being eight (8) Ayes and one (1) Nay, the motion to adopt F-2015-20 Amended is hereby declared adopted.

City Controller Lloyd: Mr. President?

President Adams: Yes, sir?

City Controller Lloyd: So I've got the Form 4 and we've adjusted for the corrections, cuts with the new totals and there are five of these and each Councilmember would check off whether they vote aye or nay on Page 3 so I'll give those to the Clerk. But we need five of 'em signed.

President Adams: Tonight.

City Controller Lloyd: Yes.

Councilman O'Daniel: Very well.

President Adams: Okay, Third Reading.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTIONS

ORDINANCE F-2015-21

FINANCE

O'DANIEL

An Ordinance of the Common Council of the City of Evansville Authorizing Additional Appropriations of Funds within Various Departments

President Adams: Is there a motion to adopt Ordinance F-2015-21...

City Clerk Windhorst: I think...Kelley, did you have some motion or some amendments you wanted to make on the floor?

DMD Executive Director Coures: *(Off Mic)* I do, if I could and I always...

President Adams: I apologize.

DMD Executive Director Coures: It's such a dull Council meeting so far.

President Adams: I apologize, Kelley.

DMD Executive Director Coures: I need...I need for Council to make an amendment to this ordinance. I didn't get the proposal in in time to get it to the Clerk's office to amend the finance ordinance so to account, for the Clerk's benefit, it'll go to account #2317227-439050. It's \$42,240 out of prior years' CDBG, which will be for HOPE's program. For two years I've trying to figure out how to help Habitat with some of our federal dollars and what we've figured out, and we cleared with HUD, is that we can assist the homebuyer; we're not putting money into the construction but we're assisting the homebuyer with their down payment to, number one, bring them closer to a paid for home but number two, Habitat can take that additional down payment on each of these 16 homes that they're going to build next year and put that money towards homes later and then in that...in that amendment, for each one of those homes comes education and financial literacy for each home buying family so there's not only the down payment assistance but there's the financial education piece that'll come out of that \$42,240.

Councilman O'Daniel: And because this is at Third Reading now we have to accept the amendment; it has to be by two-thirds is my understanding so...

DMD Executive Director Coures: Or unanimously.

Councilman O'Daniel: Or un...well, it should be unanimous but I...I mean just...

Speaking Simultaneously

Councilwoman Robinson: *(Off Mic) (Inaudible)*

President Adams: *(Inaudible)*...unanimous?

Councilwoman Robinson: It needs to be unanimous though.

Councilman O'Daniel: Ah, not for...

President Adams: To suspend the First, Second, Third?

Councilman O'Daniel: Well, we've already done that.

Council Attorney Danks: You've done that.

Councilman O'Daniel: We've already done that but now its past Second Reading. To do an amendment you have to have two-thirds...

President Adams: Okay, you're right.

Councilman O'Daniel:...to accept the amendment.

President Adams: You're absolutely right. Thank you.

DMD Executive Director Coures: Are there any questions about the other pieces of this where we're going to add a little bit to the Haynie's Corner parking lot, 91-7, in order to recapture \$230,000 from Water & Sewer Utility because the new engineering that we've done on that parking lot, we're going capture a million gallons of storm water...

President Adams: Great.

DMD Executive Director Coures:...with the paving system that we're doing there, with the brick pavers and the underlayment will capture storm water from both Washington and Adams Avenue. So we're spending a little bit more of CDBG but we're going to recapture that out of the Water & Sewer Utility.

And then the Focus Neighborhood money is to complete a sewer connection for a home building project Memorial is doing on Washington Avenue. We can't use HOME dollars for sewer connections but we can use CDBG for that.

President Adams: What year did you find these funds in?

DMD Executive Director Coures: 2011.

President Adams: Amazing. Okay, we need a vote for that amendment?

Councilman O'Daniel: *(Off Mic)* A motion to accept the amendment I think, or actually discussion first.

President Adams: Is there a motion to accept the amendment?

Councilwoman Brinkerhoff-Riley: I just have a point of clarification.

President Adams: I apologize.

Councilwoman Brinkerhoff-Riley: You're adding 42,240 to the top so instead of...

DMD Executive Director Coures: Yes, the top number will be 158,940 instead of 110,700.

Councilwoman Brinkerhoff-Riley: Okay, thank you.

President Adams: *(Off Mic) (Inaudible)* Can you get...do we need to vote on the amendment?

Council Attorney Danks: *(Off Mic)* Yes.

President Adams: Yeah, that's what I thought.

Okay, any other comments from my colleagues? Okay, I'll entertain a motion and a second for this amendment.

Councilwoman Mosby: So moved.

Councilman O'Daniel: Second.

President Adams: All those in favor? Opposed? Okay, we have the amendment. It's part of F-2015-21.

DMD Executive Director Coures: Thank you.

President Adams: Is there a motion to adopt Ordinance F-2015-21 Amended?

Councilman O'Daniel: So moved.

Councilwoman Mosby: Second.

President Adams: Okay, we have a motion and a second. Roll call, please.

Comment made prior to casting his vote:

Councilman McGinn: A point of order. I thought we had to vote to suspend the rules.

Councilman O'Daniel: We did on this earlier, I think.

Councilman McGinn: We did? Oh, we did 'em both earlier.

Councilman O'Daniel: Yeah.

ROLL CALL:

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Robinson, Friend, Lindsey, O'Daniel, Weaver, Adams

President Adams: There being nine (9) Ayes and zero (0) Nays, the motion to adopt F-2015-21 Amended is hereby declared adopted.

MISCELLANEOUS BUSINESS

The next meeting of the Common Council will be Monday, November 9, 2015 at 5:30 p.m. Committee meetings will begin at 5:05 p.m.

President Adams: Is there any other additional business that you would want to discuss tonight? Seeing no one, let's go to our...

Unidentified Speaker: *(Off Mic) (Inaudible)*

President Adams: Are you going to talk, sir, or not?

Unidentified Speaker: *(Off Mic)* No.

President Adams: No? Okay, fine.

Councilwoman Robinson: I just want to...I...like I said...

President Adams: Oh, I apologize.

Councilwoman Robinson:...earlier I wanted this in the record. I mean I don't usually address things that we get anonymous letter from but I find it disturbing that we had this in our packet and whoever had taken...whoever put this in out...sent it to the Clerk's office for it to be in our packet, I wish they'd come forward because I find it very offensive that our fire chief is dressed as a African-American with a bottle of liquor in his hand and I'm truly...to think that he's a department head protecting us and he's...I don't know why he thought he had to be portrayed as a African-American. To me it is a insult to African-American and it doesn't show favor to...it doesn't show favor on this city.

President Adams: Anyone else make a comment at this juncture on this particular subject?

Okay, Committee Reports.

COMMITTEE MEETING SCHEDULE FOR NOVEMBER 9, 2015

PUBLIC WORKS COMMITTEE

Re: **Resolution C-2015-21**

Time: 5:05 p.m.

Notify: Scott Danks

CHAIRMAN AL LINDSEY

Renaming Dorothy Beard Lane to Lake View Boulevard

FINANCE COMMITTEE

Re: **Resolution C-2015-19**

Time: 5:15 p.m.

Notify: Chris Kinnett, Growth Alliance

CHAIRMAN CONOR O'DANIEL

Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Rehabilitation of Real Property and Installation of New Equipment - 2138 N. Sixth Street, Evansville, Indiana 47710 (IRD Group, Inc.)

Re: **Resolution C-2015-20**

Time: 5:20 p.m.

Notify: Chris Kinnett, Growth Alliance

In Support of Economic Development Incentives Offered to IRD Group, Inc. by the City of Evansville for the Rehabilitation of Real Property and Installation of New Equipment in the Facility at 2139 N. Sixth Street, Evansville, Indiana, 47710

Re: **Resolution C-2015-18**

Time: 5:25 p.m.

Notify: Kelley Coures

Ratifying the 2016 Consolidated Housing and Community Development Annual Action Plan

A.S.D. COMMITTEE

Re: **Ordinance G-2015-22**

Time: 5:25 p.m.

Notify: Scott Danks

CHAIRWOMAN STEPHANIE

BRINKERHOFF-RILEY

Amending Chapter 2.160 (Information Technology) of the Evansville Municipal Code

President Adams: The famous IT.

Councilwoman Brinkerhoff-Riley: Yeah. No, it lives on.

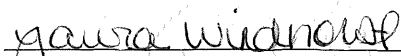
President Adams: Okay, is there a motion to adjourn?


Councilman O'Daniel: So moved.

Councilman Lindsey: Second.

President Adams: All those in favor?

Meeting adjourned at 8:26 p.m.


Laura Windhorst, City Clerk


H. Dan Adams, M.D., President